

1 Kip Evan Steinberg (SBN 096084)  
2 LAW OFFICES OF KIP EVAN STEINBERG  
3 Courthouse Square  
4 1000 Fourth Street, Suite 600  
5 San Rafael, CA 94901  
6 Telephone: 415-453-2855  
7 Facsimile: 415-456-1921  
8 [kip@steinberg-immigration-law.com](mailto:kip@steinberg-immigration-law.com)

9  
10 **Attorney for Plaintiffs MIRSAD HAJRO and JAMES R. MAYOCK**

11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

MIRSAD HAJRO, JAMES R. MAYOCK )  
Plaintiffs, ) **Case No. CV 08 1350 PVT**  
v. )  
UNITED STATES CITIZENSHIP )  
AND IMMIGRATION SERVICES, )  
T. DIANE CEJKA, Director )  
USCIS National Records Center, )  
ROSEMARY MELVILLE, )  
USCIS District Director of San Francisco, )  
JANET NAPOLITANO, Secretary )  
Department of Homeland Security, )  
ERIC HOLDER, Attorney General )  
Department of Justice )  
Defendants )  
)

1. The parties respectfully file this stipulation for order shortening time  
pursuant to Civil Local Rule 6-2.  
2. A hearing on cross-motions for summary judgment is scheduled on  
October 27, 2009 at 10 a.m.  
3. Plaintiffs filed a cross motion for summary judgment on October 5,  
2009. This was not in accordance with the 35 day time limit of Civil Rule 7-2.

1 This was due to an error by Plaintiffs' counsel who mistakenly calendared the  
2 21 day time limit for the filing of an Opposition stated in Civil Local Rule 7-3.  
3 Plaintiffs' counsel apologizes to the Court and Defendants' counsel for this  
4 mistake.

5 4. There have been several previous stipulations to extend dates in this  
6 case, but no prior requests to either enlarge or shorten time.

7 5. The parties believe that hearing the parties' cross-motions on the  
8 same October 27, 2009 hearing date makes the most sense in terms of  
9 efficiency.

10 6. For this reason, the parties stipulate to waiving the time limit of Civil  
11 Local Rule 7-2.

13 Dated: October 13, 2009

Respectfully submitted,

15 \_\_\_\_\_/s/  
16 KIP EVAN STEINBERG  
Attorney for Plaintiffs

18 Dated: October 13, 2009

Respectfully submitted,

19 JOSEPH P. RUSSONIELLO  
20 United States Attorney

22 \_\_\_\_\_/s/  
23 ILA C. DEISS  
24 Assistant United States Attorney  
Attorney for Defendants

## ORDER

Pursuant to stipulation, IT IS SO ORDERED. The time limit of Civil Rule 7-2 is waived pursuant to stipulation. The hearing date on the cross motions for summary judgment will take place on October 27, 2009.

Date: 10/19/09

Patricia V. Trumbull  
PATRICIA V. TRUMBULL  
United States Magistrate Judge